

Message

From: Armor, Suzanne [Armor.Suzanne@epa.gov]
Sent: 4/12/2018 1:51:11 PM
To: Nagrani, Kavita [Nagrani.Kavita@epa.gov]
CC: Ghosh, Mita [Ghosh.Mita@epa.gov]
Subject: FW: Non-federal Designee approach in FL ESA Issue
Attachments: R4-OGC_ESA-pathPMU sak.docx

FYI. I do not intend to review this unless I hear otherwise from you, Mita.

From: Kupchan, Simma
Sent: Wednesday, April 11, 2018 5:13 PM
To: Messier, Dawn <Messier.Dawn@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Siegal, Tod <Siegal.Tod@epa.gov>; Armor, Suzanne <Armor.Suzanne@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Goldman, Lisa <Goldman.Lisa@epa.gov>; Marshall, Tom <marshall.tom@epa.gov>; Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Cc: Frazer, Brian <Frazer.Brian@epa.gov>; McGill, Thomas <Mcgill.Thomas@epa.gov>
Subject: RE: Non-federal Designee approach in FL ESA Issue

All,

Attached is a revised version of the briefing paper. I tried to merge the OGC and R4 papers, and added a bullet on the non-federal designee. My changes are redlined. I welcome your comments. I don't have a "considerations" section at the end. If there are very important programmatic considerations you think leadership should know, feel free to add them. Thanks!

Feel free to edit this version, or the One Drive version I just circulated, if that works.

Simma A. Kupchan
EPA Office of General Counsel
Water Law Office
202-564-3105
WJC North #7426Q

-----Original Appointment-----

From: Kupchan, Simma
Sent: Thursday, April 05, 2018 4:19 PM
To: Kupchan, Simma; Messier, Dawn; Wade, Alexis; Calli, Rosemary; Hurlid, Kathy; Siegal, Tod; Armor, Suzanne; Hicks, Matt; Goldman, Lisa; Marshall, Tom; Mancusi-Ungaro, Philip; Carrie Wehling
Cc: Frazer, Brian; Thomas McGill (Mcgill.Thomas@epa.gov)
Subject: Non-federal Designee approach in FL ESA Issue
When: Monday, April 09, 2018 4:15 PM-5:00 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Ex. 6 Personal Privacy (PP)

Purpose of the meeting is to discuss Dave Ross's suggestion to supplement the attached approach to resolving the ESA concerns related to Florida's assumption of the 404 program, specifically as related to Ex. 5 Deliberative Process (DP). Do we agree with this approach, and if so, how shall we feather it in to the approach we have outlined? Also, what are the next steps on recirculating to leadership?

EMAIL FROM DAVE ROSS:

Thanks Steve. I think this is an interesting approach and may provide the flexibility that folks are seeking. It is creative.

Ex. 5 AC/DP

Happy to kick this around some more, but I think you are aiming in the right direction.